IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY SECOND DAY OF JULY
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE SRI JUSTICE A.GOPAL REDDY

WRIT PETITION NO : 14728 of 2004

Between:

Vankamamidi Krishna Murthy,

S/o (late) Vijaya Ramaiah,

Aged about 67 years, MATURU (Post),

Madhira Mandal, Khammam District.

..... PETITIONER

AND

The Ministry of Home Affairs,

(Freedom Fighters Division),

rep.by the Secretary,

Government of India,

Lok Nayak Bhavan, New Delhi-3.

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ, Order or Direction more particularly one in the nature of Writ of Mandamus declaring the action of the Respondent in not sanctioning the Central Freedom Fighters Pension in pursuance of the application of the petitioner Dt: 22-12-1997 and in view of liberalized Swathantrata Sainik Sammam Pension Scheme,

1980 presently known as Freedom Fighters Pension Scheme 1992 as arbitrary, illegal, unjust, contrary to law, contrary to objectives of the Scheme and in violation of Articles 14 and 21 of the Constitution of India and consequently direct the Respondent to sanction Freedom Fighters Pension to the petitioner under liberalized Swathantrata Sainik Sammam Pension Scheme, 1980, presently known as Freedom Fighters Pension Scheme, 1992.

Counsel for the petitioner: MR. P.SRIDHAR RAO

Counsel for the Respondent: MR. P.UDAY BHASKAR, Standing Counsel for Central Government

The Court at the stage of admission made the following ORDER:

Heard the learned counsel for the petitioner and the learned Standing Counsel for the respondent. Both the counsel agreed to dispose of the writ petition at the admission stage itself.

The petitioner filed an application dated 22-12-1997 claiming pension under the liberalized Swathantrata Sainik Samman Pension Scheme, 1980 presently known as Freedom Fighters Pension Scheme, 1992, and now, complains that the said application has not been disposed of by the respondent so far.

In view of the same, the respondent is hereby directed to dispose of the representation filed by the petitioner, if not already disposed of, and pass appropriate orders within a period of three months from the date of receipt of a copy of this order and also communicate the said order to the petitioner.

The writ petition is accordingly disposed of. No costs.

19th JULY, 2004.

Note: furnish c.c. in a week.

B/o

Kvni

To

1. The Secretary, Ministry of Home Affairs, (Freedom Fighters Division),

Government of India, Lok Nayak Bhavan, New Delhi-3.

2. Two CD copies.